

CHRISTOPHER CHIOU
Acting United States Attorney
District of Nevada
Nevada Bar Number 14853

SUMMER A. JOHNSON
Assistant United States Attorney
501 Las Vegas Blvd. South, Suite 1100
Las Vegas, Nevada 89101
Telephone: (702) 388-6336
Facsimile: (702) 388-6787
E-mail: Summer.Johnson@usdoj.gov
Attorneys for the United States

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Judgment Creditor,

v.

SHANNON SIMON,

Judgment Debtor,

and

NEVADA COMMUNITY
MANAGEMENT LLC C/O WTA, and
its Successors or Assigns,
Garnishee.

Case No.: 2:06-cr-00210-LDG-VCF

FINAL ORDER OF GARNISHMENT

This matter is before the Court for consideration of the entry of a final order in garnishment pursuant to Section 3205 of the Federal Debt Collections Procedures Act of 1990, 28 U.S.C. § 3205, against the non-exempt earnings of the Judgment Debtor, SHANNON SIMON.

The United States filed an Application for Writ of Garnishment seeking any nonexempt property belonging to or owed the Judgment Debtor by Nevada Community Management LLC c/o WTA, its Successors or Assigns ("Garnishee"). A Writ of Garnishment was properly served on Garnishee, which filed an Answer stating that it had

1 in its possession, custody or control, personal property belonging to and due the Judgment
2 Debtor in the form of wages in the amount of \$1,646.67 each semi-monthly period.

3 The Judgment Debtor was served with the Writ of Garnishment and notified of their
4 right to claim an exemption or request a hearing. The Judgment Debtor did not request a
5 hearing to determine exempt property.

6 Having considered the Application, Garnishee's Answer and noting that the
7 Judgment Debtor has not exercised their right to request a hearing, the Court GRANTS the
8 United States' Motion for Final Order of Garnishment and orders as follows:

9 IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the
10 Garnishee is hereby ordered to pay into the hands of the Clerk, U.S. District Court, at least
11 monthly, the lesser of:

- 12 1. Twenty-five percent (25%) of Judgment Debtor's disposable earnings; or
- 13 2. All amounts of Judgment Debtor's disposable earnings in excess of 30 times the
14 federal minimum hourly wage. See 15 U.S.C. § 1673(a)

15 To calculate disposable earnings, subtract the following from wages, commissions,
16 income:

- 17 1. Federal Income Tax; and
- 18 2. Federal Social Security Tax; and
- 19 3. Other state and local income taxes (if any).

20 IT IS FURTHER ORDERED, ADJUDGED and DECREED that all monies
21 previously held by the Garnishee in accordance with the Writ of Garnishment shall
22 immediately be paid to the United States.

23 IT IS FURTHER ORDERED, ADJUDGED and DECREED that these sums are
24 to be applied to the Judgment rendered in the matter in the sum of \$37,607.00, upon which
25 there is an unpaid balance of \$19,371.52, excluding interest, is due, as of May 14, 2021.
26 These deductions are to continue until the total amount due, plus accruing interest, is fully
27 paid and satisfied.

28 / / /

/ / /

1 Checks should be made payable to:

2 Clerk of the Court, U.S. District Court

3
4 Mailed to:

5 Clerk of the Court, U.S. District Court
6 333 Las Vegas Boulevard South, Suite 1334
7 Las Vegas, NV 89101

8 And bearing Judgment Debtor's name and case number:

9 2:06-cr-00210-LDG-VCF

10 7-20-2021

11 Dated: _____


UNITED STATES MAGISTRATE JUDGE